

# EXHIBIT E

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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IN RE: NEW ENGLAND COMPOUNDING :  
PHARMACY, INC; PRODUCTS : MDL No 2419  
LIABILITY LITIGATION :  
: Master Dkt.  
: 1:13-md-02419-FDS  
THIS DOCUMENT RELATES TO: :  
: Judge Rya Zobel  
All Cases Identified in :  
Docket No. 1472-1 :  
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VIDEOTAPED DEPOSITION OF  
RAYMOND K. SCHNEIDER, P.E.

9:05 a.m.  
February 26, 2016

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Susan DeCarlo, RPR, CCR No. B-2125

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22 Also Present: Reese Hamilton, Videographer

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1 inspection?

2 A. There was some documentation that  
3 they generated, and whether it was part of that  
4 inspection or their own process, I don't know.

5 Q. And you understand that that  
6 inspection took place prior to Dr. Austin's  
7 inspection of December of 2012, correct?

8 A. I believe so.

9 Q. Do you have any understanding of  
10 what the FDA did during that inspection?

11 A. When you say "what they did", they  
12 walked, they inspected, they took pictures. I  
13 think that they got samples of the debris that  
14 was around the room. I think that they commented  
15 on the fact that the -- that there was an  
16 unoccupied cycle in the air-conditioning. I  
17 recall that that was in the report. That is all  
18 that comes to mind at the moment.

19 Q. Do you know if federal agents from  
20 the FBI also were part of that inspection?

21 A. I am not aware of that.

22 Q. Do you know whether or not those  
23 inspectors, either with the FDA, the  
24 Massachusetts Board of Pharmacy, the FBI or  
25 anybody involved in that inspection whatsoever,

1 manipulated or otherwise changed the structure of  
2 the ceiling of the 2006 cleanroom?

3 A. I have no reason to believe that.

4 Q. Well, you have no knowledge that  
5 that was not done, correct?

6 MR. SCHRAMEK: Object to the form.

7 THE WITNESS: I have no knowledge  
8 that -- of what transpired during that  
9 inspection other than the results of the  
10 report.

11 BY MR. GASTEL:

12 Q. But you don't know what they  
13 physically did in the cleanroom to arrive at the  
14 conclusions in that report, correct?

15 A. I don't believe -- no, if there  
16 were any, I don't recall at that point.

17 Q. Are you aware that NECC conducted a  
18 top-to-bottom cleaning of the NECC facility in  
19 September of 2012 and cleaned the entire  
20 cleanroom with bleach?

21 A. I don't know that.

22 Q. Are you aware of whether or not  
23 anybody, also during NECC's own cleaning in  
24 September of 2012, manipulated the ceiling in any  
25 way?

1 STATE OF GEORGIA:

2 COUNTY OF FULTON:

3 I hereby certify that the foregoing  
4 transcript was reported, as stated in the  
5 caption, and the questions and answers thereto  
6 were reduced to typewriting under my direction;  
7 that the foregoing pages represent a true,  
8 complete, and correct transcript of the evidence  
9 given upon said hearing, and I further certify  
10 that I am not of kin or counsel to the parties in  
11 the case; am not in the employ of counsel for any  
12 of said parties; nor am I in any way interested  
13 in the result of said case.

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15  
16  
17 M. Susan DeCarlo, Notary Public  
18 and Registered Professional Reporter  
19 Commission Expires 10-22-2016  
20 Georgia Certificate Number 2125  
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